

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CONTRACT BETWEEN AN END USER )  
AND DELTA NATURAL GAS )  
COMPANY, INC. FOR NATURAL GAS ) CASE NO. 98-412  
TRANSPORTATION SERVICE )  
)

CONTRACT BETWEEN AN END USER )  
AND DELTA NATURAL GAS ) CASE NO. 98-380  
COMPANY, INC. FOR NATURAL GAS )  
TRANSPORTATION SERVICE )

O R D E R

Delta Natural Gas Company, Inc. ("Delta") filed a motion with the Commission on June 25, 1998, pursuant to 807 KAR 5:001, Section 7, for confidential protection of portions of a special contract with a selected customer on the grounds that disclosure is likely to cause Delta competitive injury. This application has been assigned Public Service Commission Case No. 98-380. On April 13, 1998, Delta filed a motion with the Commission, likewise pursuant to 807 KAR 5:001, Section 7, for confidential protection of portions of a special contract with a selected customer on the grounds that disclosure is likely to cause Delta competitive injury. This application has been assigned Public Service Commission Case No. 98-412.

On August 6, 1998, Delta filed a request for a hearing and a motion to consolidate Case No. 98-380 with Case No. 98-412 for purposes of all administrative proceedings.

Delta's grounds for the motion to consolidate are that the issues in Case No. 98-380 and

Case No. 98-412 are substantially similar, and that administrative resources and time can be saved by consolidating the cases for all administrative purposes. The Commission has reviewed the filings contained in Case No. 98-380 and Case No. 98-412 and finds the issues as to confidential treatment of certain contract information are substantially similar in both cases and should be consolidated for administrative purposes.

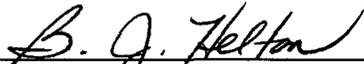
Delta has requested that it be granted a formal hearing in both cases. The Commission finds that Delta should be granted a formal hearing in Case No. 98-380 and in Case No. 98-412.

The Commission being otherwise sufficiently advised, IT IS HEREBY ORDERED that:

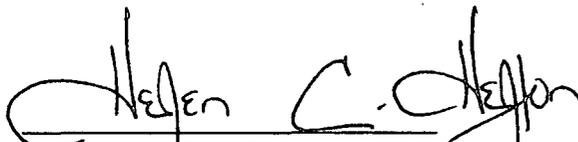
1. Case No. 98-380 and Case No. 98-412 are to be consolidated for all administrative and hearing purposes.
2. Delta's motion for a formal hearing is granted in Case No. 98-380, and in Case No. 98-412, and both cases are consolidated for a formal hearing to be held on September 17, 1998 at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.
3. Pending a hearing and final decision in Case No. 98-380 and Case No. 98-412, the contract information for which Delta seeks confidential protection shall be held and retained by the Commission as confidential and shall not be open for public inspection.

Done at Frankfort, Kentucky, this 21st day of August, 1998.

PUBLIC SERVICE COMMISSION

  
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For the Commission

ATTEST:

  
\_\_\_\_\_  
Executive Director